

GENERAL SERVICES ADMINISTRATION
NATIONAL ARCHIVES & RECORDS SERVICE

(41 CFR Part 101-11)

Federal Records

Notice of Proposed Rule Making

The National Archives and Records Service is considering amendments to Part 101-11 of the Federal Property Management Regulations. The amendments would set forth in detail the criteria and procedures through which Federal agencies are evaluated to insure economical and efficient records management.

Interested persons are invited to submit written comments, suggestions, or objections regarding the proposed amendments to Mr. Ben Oliver, Director, Program Evaluation Division, Office of Records Management, National Archives and Records Service, Washington, D.C. 20408, on or before 30 days from the date of this publication.

Therefore, it is proposed to amend Part 101-11 of Chapter 101 of Title 41 of the Code of Federal Regulations as follows:

PL 90-620

1. Section 101-11.101-4 is revised to read as follows:

§101-11.101-4 Reports to the President and the Congress

(a) Section 508(b) of the Federal Records Act of 1950

~~PL 90-620~~ 44 USC 2111

(44 U. S.C. 398 (b)), provides: The Administrator shall,

whenever he finds that any provisions of this title have been

or are being violated, inform in writing the head of the

agency concerned of such violations and make recommendations

regarding means of correcting them. Unless corrective

measures satisfactory to the Administrator are inaugurated within

reasonable time, the Administrator shall submit a written report ~~to~~

(b) In deciding that provisions of this title have been or are being violated and for purposes of reporting thereon to the President and the Congress, criteria are as follows:

- (1) When an agency fails to respond to cited violations and to written recommendations to correct them including a mutually agreeable action plan with time goals for implementation;
and
- (2) When a follow-up inspection reveals that an agency has not fulfilled minimal commitments as made in the action plan.

2. Section 101-11.103-2 is revised to read as follows:

101-11.103-2 Evaluation by National Archives and Records Service

(a) Agency programs for controlling the creation, maintenance, and use of current records; for the selective retention of records of continuing value; and for the disposal of noncurrent records will be inspected periodically by the National Archives and Records Service.

The objectives of these inspections are to:

- (1) Determine agency compliance with the provisions of the Records Disposal Act of 1950.
- (2) Determine agency observance of the regulations set forth in Part 101-11 Records Management.
- (3) Evaluate the effectiveness of agency records management programs.

(b) National Archives and Records Service will provide inspected

agencies with a status report of the effectiveness of agency record

management programs. This report will contain recommendations for improvements to be made by the agency within a reasonable amount of time to be determined by the National Archives and Records Service.

- (c) Agencies will respond in writing to the report within 30 days of the letter of transmittal date.
- (d) The response will contain an action plan on the implementation of the recommendations made in the report. National Archives and Records Service will collaborate with agencies in the formulation of the action plan if such assistance is desired. Action plans must be approved by the National Archives and Records Service.
- (e) National Archives and Records Service will initiate a follow-up inspection 6 months after the Action Plan implementation or at any date determined to be more appropriate.
- (f) Agencies are expected to comply and cooperate with the National Archives and Records Service.
- (g) Agencies are expected to periodically inspect their own records management programs using criteria available at the National Archives and Records Service.

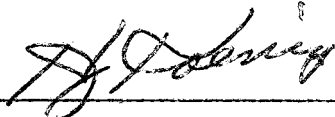
§ 101-11.103-3 Agency internal evaluation, is cancelled in its entirety and deleted herewith.

(Sec. 205 (c), 63 Stat. 390, 40 USC 486 (c))

DATE:

4/11/73

SIGNATURE:





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Approved For Release 2004/11/29 : CIA-RDP75-00793R000200120027-6



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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

FROM:

EXTENSION

NO.

SAIC, Rm 2E 42, Hqs.

DATE

24 May 1973

TO: (Officer designation, room number, and building)

DATE

OFFICER'S
INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

RECEIVED

FORWARDED

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Associate General Counsel

5/24/73

Dick:

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This is the proposed NARS rule that I mentioned to you. Do we have any bones to pick with it? They want a reaction within 30 days.



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